## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: AVANDIA MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION

MDL No. 1871 No. 07-md-01871-CMR

THIS DOCUMENT RELATES TO: Case No. 2:10-cv-01637-CMR

COUNTY OF SANTA CLARA and THE:
PEOPLE OF THE STATE OF CALIFORNIA, acting by and through Acting Santa Clara:
County Counsel Lori E. Pegg,:

Plaintiffs,

v.

SMITHKLINE BEECHAM CORPORATION d/b/a GLAXOSMITHKLINE L.L.C.,

Defendant.

TWENTY-THIRD REPORT AND RECOMMENDATION OF THE SPECIAL MASTER AS TO A PROPOSED CASE MANAGEMENT ORDER IN COUNTY OF SANTA CLARA V. GSK

The Special Master submits this Report and Recommendation recommending that the Court enter a case management order governing the remainder of fact and expert discovery in *County of Santa Clara v. GSK*, No. 2:10-cv-01637-CMR.

## **Background**

This government entity action was transferred to this Court by the Judicial Panel on Multidistrict Litigation in April 2010. Since that time, the parties have engaged in extensive fact

Case 2:07-md-01871-CMR Document 3729 Filed 12/02/13 Page 2 of 3

discovery, and they are now in the final stages of such discovery. After much discussion and in

consultation with the Special Master, the parties have agreed on a proposed schedule governing the

remainder of fact discovery and the timing of expert discovery, as reflected in the proposed Case

Management Order submitted with this Report and Recommendation. Under the proposed

schedule, all fact discovery would conclude by March 28, 2014. Expert discovery would conclude by

August 4, 2014.

The Special Master believes that the proposed schedule reflects a reasonable effort by the

parties to conclude fact and expert discovery in an efficient and expeditious manner. The Special

Master therefore recommends adoption of the Case Management Order submitted with this Report

and Recommendation.

Dated: December 2, 2013

/s/ Bruce P. Merenstein

Bruce P. Merenstein, Special Master

2

## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION

MDL No. 1871 No. 07-md-01871-CMR

THIS DOCUMENT RELATES TO: Case No. 2:10-cv-01637-CMR

COUNTY OF SANTA CLARA and THE: PEOPLE OF THE STATE OF CALIFORNIA, acting by and through Acting Santa Clara: County Counsel Lori E. Pegg,:

Plaintiffs,

 $\mathbf{v}_{\boldsymbol{\cdot}}$ 

SMITHKLINE BEECHAM CORPORATION d/b/a GLAXOSMITHKLINE L.L.C.,

Defendant.

## **CERTIFICATE OF SERVICE**

I, Bruce P. Merenstein, hereby certify that on December 2, 2013, I caused to be electronically filed the foregoing Twenty-Third Report and Recommendation of the Special Master As to a Proposed Case Management Order in *County of Santa Clara v. GSK*.

Through the Court's ECF system, this document is available for viewing and downloading.

/s/ Bruce P. Merenstein

Bruce P. Merenstein